

## **SANPETE COUNTY COMMISSION MEETING**

**July 22, 2010, 1:10 P.M.**

Sanpete County Courthouse, 160 North Main, Room 303, Manti, Utah

Present are: Commission Chair Claudia Jarrett, Commissioners Spencer Cox and Steve Frischknecht, County Attorney Ross Blackham, and County Clerk Sandy Neill. Present from the media is C.R. Truitt.

Meeting is called to order by Commission Chair Claudia Jarrett.

### **CLAIMS**

Auditor Ilene Roth is present. Motion is made by Commissioner Cox to approve payment of claims #323772 through #323937. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY LOGAN SIMPSON DESIGN FOR WORK DONE ON THE GENERAL PLAN**

Motion is made by Commissioner Frischknecht to approve the payment of \$3,907.12 to Logan Simpson Design for work done on the general plan. The motion is seconded by Commissioner Cox, and the motion passes.

### **APPROVAL TO PAY MAPLE LEAF FOR CLIMBING EQUIPMENT FOR THE STRT TEAM**

Motion is made by Commissioner Cox to approve the payment of \$7,878.50 to Maple Leaf for climbing equipment for the STRT team, with the funds coming from the Homeland Security grant. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY VALLEY BUILDERS FOR WORK DONE ON THE CENTRAL UTAH COUNSELING CENTER**

Motion is made by Commissioner Cox to approve the payment of \$91,764.69 to Valley Builders for work done on the Central Utah Counseling Center. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **APPROVAL TO PAY CHAMBERLAIN ASSOCIATES FOR PROFESSIONAL SERVICES FOR THE 2009 SERIES LEASE REVENUE BOND FOR THE CENTRAL UTAH COUNSELING CENTER**

Motion is made by Commissioner Frischknecht to approve the payment of \$5,000.00 to Chamberlain Associates for professional services relating to the lease revenue bond for the Central Utah Counseling Center. The motion is seconded by Commissioner Cox, and the motion passes.

### **APPROVAL OF PAYMENT REQUEST AND PROGRESS REPORT ON THE AXTELL BRIDGE PROJECT**

Motion is made by Commissioner Cox to approve the payment request and progress report on the Axtell Bridge. The payment of \$2,044.81 will be made by UDOT. The motion is seconded by Commissioner Frischknecht, and the motion passes.

### **LEON DAY: APPEAL OF CONDITIONAL USE PERMIT DENIAL**

Leon Day, Lee Holmstead and Planning Commission Chairman Steven Anderson are present. Mr. Day applied for a conditional use permit to install a concrete batch plant. It would first be used to build his own home, then it would be used for commercial purposes. The Planning Commission denied the request. Mr. Day is appealing the denial. He brings new proposals to the Commission, and a visit to the property was made by Steve Anderson. Mr. Day explains that an alternate road could be used to access this property. Steve Anderson explains that when this was denied, the Planning Commission was under the impression that the road was narrow and the homes were close to road. After viewing the property, the road seems to

be sufficient, and the homes are set back further than the Planning Commission pictured. The Planning Commission also had concerns about projects like this being built in residential areas of the County. Motion is made by Commissioner Frischknecht to overturn the Planning Commission's denial of the conditional use permit, and to issue a conditional use permit with the following conditions: 1. Finalize an access road that travels from Highway 89 to the plant and is away from the residences; 2. Sensitivity must be given to the protection of the view and surrounding agriculture; 3. A safe and reasonable speed limit is to be set by the Sheriff's Office; 4. This will be set up as a temporary business, with a reevaluation at 7 years; 5. An agreement needs to be made with UDOT that Mr. Day will pay for the acceleration lane at such time that the volume requires it. The motion is seconded by Commissioner Cox, and the motion passes. Steven Anderson agrees to the conditional use permit being granted with the conditions that are set. He will relay the results of this hearing to the Planning Commission.

**SHERIFF KEVIN HOLMAN: APPROVAL OF INTERLOCAL AGREEMENT WITH MANTI CITY; APPROVAL FOR DUAL SIDE CARD PRINTER; APPROVAL FOR TASK FORCE GRANT YEAR END EXPENDITURES; APPROVAL TO EXPEND MONIES FROM CIB END USER RADIO GRANT**

Sheriff Holman and Beverly Thomas are present. Motion is made by Commissioner Cox to approve an interlocal agreement for law enforcement services with Manti City in the amount of \$155,000.00. The motion is seconded by Commissioner Frischknecht, and the motion passes. Motion is made by Commissioner Cox to approve the purchase of a dual sided card printer in the amount of \$1,743.90. The money for this comes from a Homeland Security grant. The motion is seconded by Commissioner Frischknecht, and the motion passes. Motion is made by Commissioner Frischknecht to approve the purchase of equipment in the amount of \$7,300.00 for the Task Force. The money for this comes from a grant. The motion is seconded by Commissioner Cox, and the motion passes. Motion is made by Commissioner Frischknecht to approve the expenditure of \$608,828.00 for radio equipment for the narrowband conversion. The money for this comes from a CIB grant. The motion is seconded by Commissioner Cox, and the motion passes.

**APPROVAL OF SPEED LIMIT CHANGES**

This matter is stricken today. Recommendations will be made by Jeff Greenwell as to speed limit changes, and this will be rescheduled.

**RIC CRABTREE WITH 5 STAR LIFE: PRESENTATION OF BENEFIT FOR EMPLOYEES**

Ric Crabtree is present. He presents a proposal for a family protection plan of insurance. They provide term life insurance. This could be for the employees and/or the employee's: spouse, children and grandchildren. The contract is between the employee and 5 Star. This policy also provides critical illness coverage. The Commission will review the policy, and will contact Mr. Crabtree if they are interested.

**APPROVAL OF INDIGENT BURIAL ASSISTANCE FOR THE BURIAL OF MARGUERITE LEVESQUE**

Motion is made by Commissioner Cox to approve the payment of up to \$900.00 to Rasmussen Mortuary for the indigent burial of Marguerite Levesque. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF LETTER TO JUDICIAL COUNCIL REQUESTING TO TRANSFER RESPONSIBILITY FOR OPERATION OF THE DISTRICT COURT TO THE STATE**

Motion is made by Commissioner Cox to approve a letter to the Judicial Council requesting to transfer responsibility for operation of the District Court to the State. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**APPROVAL OF ZIONS BANK REAL PROPERTY LEASE**

This matter was approved on June 1, 2010, and is stricken from the agenda today.

**MIKE AND SUZIE HOWELL: APPROVAL OF 4 LOT MINOR SUBDIVISION ON S 7543x**

Lee Holmstead and Kathy Frischknecht are present. Motion is made by Commissioner Cox to approve the 4 lot minor subdivision on S 7543x. The motion is seconded by Commissioner Jarrett, and the motion passes. Commissioner Frischknecht abstains from voting on this matter.

**ANTHONY STEINFELDT: REQUEST A PUBLIC HEARING TO AMEND THE SWEETWATER ESTATES SUBDIVISION**

Lee Holmstead and Anthony Steinfeldt are present. Motion is made by Commissioner Cox to set a public hearing to amend the Sweetwater Estates Subdivision. The motion is seconded by Commissioner Frischknecht, and the motion passes. This will be set at least four weeks out to allow for public notice.

**APPROVAL OF MINUTES**

Motion is made by Commissioner Frischknecht to approve the minutes from July 6, 2010 with minor corrections. The motion is seconded by Commissioner Cox, and the motion passes. Motion is made by Commissioner Cox to approve the minutes from July 13, 2010 with no corrections. The motion is seconded by Commissioner Frischknecht, and the motion passes.

**JUDGE HENRY CLAYTON REPRESENTING 'NATO INDIAN NATION: PROPOSED ORDINANCE DEALING WITH SACRED SITE AND ARTIFACTS**

Judge Henry Clayton, Robert Shrewsbury, and Maria Clayton are present. The proposed ordinance was reviewed by Ross Blackham, and is very complicated, covering a lot of territory. If this ordinance is adopted, all property would need to be cleared before building permits could be issued. No county in Utah has adopted similar ordinances. Currently, everyone relies on the federal government to protect these areas. The ordinance could be adopted in its entirety, or just portions of it. Robert Hender states that he is aware of tourist groups that come to Sanpete to see artifacts, and he is afraid that they are stealing them as they are found. He states that Wayne May has been leading tours in the valley for years. Another man in Sanpete displays in his home the artifacts that he has collected. Gary Van Horn is in favor of a museum, and setting a precedent by adopting an ordinance. This matter is taken under advisement.


**EXECUTIVE SESSION**

No executive session is needed.

Motion is made by Commissioner Cox to adjourn. The motion is seconded by Commissioner Frischknecht, and the motion passes.

The meeting is adjourned at 3:18 P.M.

ATTEST:   
Sandy Neff  
Sanpete County Clerk

APPROVED:   
Claudia Jarrett  
Commission Chair